

ORDINANCE NO. 121-12

BY: **LARRY NAPOLI**

(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PROPERTY SALE AND PURCHASE AGREEMENT WITH WEST CREEK PRESERVATION COMMITTEE FOR THE PURCHASE OF PROPERTY KNOWN AS PERMANENT PARCEL NUMBER 453-42-033 LOCATED ON SPRAGUE ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

WHEREAS, this vacant parcel contains riparian, wetland and stream areas and it will provide the City the ability to work with the West Creek Preservation Committee to restore the parcel's flood plain and prevent flooding that currently flows in from North Royalton and Broadview Heights; and,

WHEREAS, it will help reduce water flow over the Sprague Road roadway which is currently a safety hazard;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the Mayor and the Director of Public Service are hereby authorized to enter into a Property Sale and Purchase Agreement with West Creek Preservation Committee for the purchase of property known as Permanent Parcel Number 453-42-033 located on Sprague Road in the City of Parma, at a cost not to exceed \$25,000.00, with a copy of said Agreement attached hereto as Exhibit "A" in substantially similar form.

Section 2. That the Mayor and the Director of Public Service are hereby authorized to execute said contract and to take such action and to execute such other documents and amendments thereto as may be necessary as are approved by the Law Director.

Section 3. That funds for said purchase shall be paid from Fund No. 285-285-Land Acquisition, Account No. 68059-12112-Land Purchased.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary as this vacant parcel currently contributes to flooding upstream on Sprague Road, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____

FILED WITH
THE MAYOR: _____
MAYOR, CITY OF PARMA, OHIO